



**STATE OF HAWAII
DEPARTMENT OF TRANSPORTATION
889 PUNCHBOWL STREET
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GLENN M. OKIMOTO
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IN REPLY REFER TO:

Board of Land and
Natural Resources
State of Hawaii
Honolulu, Hawaii

OAHU

**AMENDMENT TO PRIOR BOARD ACTION OF MAY 13, 2010
UNDER AGENDA ITEM M-3, REGARDING ISSUANCE OF A
RIGHT-OF-ENTRY TO HAWAIIAN ELECTRIC COMPANY, INC.
TO CONDUCT ENGINEERING STUDIES, AT KALAELOA
BARBERS POINT HARBOR, HONOULIULI, EWA, OAHU, TAX
MAP KEY NO. 1st / 9-1-14: 24 (PORTION)**

At its meeting of May 13, 2010, under agenda Item M-3, the Land Board authorized the issuance of a one-year right-of-entry to May 31, 2011, to Hawaiian Electric Company, Inc. (HECO) to conduct engineering studies at Kalaeloa Barbers Point Harbor, as shown on Exhibit "A." The studies consisted of: (1) surveying the area for purposes of identifying existing utilities and pipelines; and (2) engineering investigations to support construction of fuel pipelines and facilities in the area. These studies would also verify whether the existing HECO easement could still accommodate construction at the pipelines that would connect to HECO's existing Pier 5 fuel hatch and to identify additional easements that would be required to connect new pipelines to the State's proposed dedicated fuel pier.

As of May 31, 2011, HECO reported that although they were able to gather some information, they still had to perform further investigations in order to complete the engineering studies. Only after these studies are completed can HECO begin to verify their current easement's sufficiency and then determine the easement needs with regards to connecting new pipelines to the State's proposed dedicated fuel pier. Therefore, to complete the remainder of this project, HECO requests an extension of the right-of-entry to December 31, 2012.

As this project would help support and justify the development of the Fuel Pier P-4 at Kalaeloa Barbers Point Harbor, the Harbors Division has no objections to this request.

ITEM M-5

RECOMMENDATION:

That the Board:

1. Amend its action of May 13, 2010, under agenda Item M-3 by authorizing an extension of the right-of-entry to December 31, 2012, to complete these engineering studies at Kalaeloa Barbers Point Harbor.
2. All other terms and conditions of the Land Board action of May 13, 2010, under agenda Item M-3, remain the same.
3. Such other terms and conditions as may be prescribed by the Director of Transportation that best serve the interest of the State.

Respectfully submitted,



GLENN M. OKIMOTO, Ph.D.
Director of Transportation

Attachment

APPROVED FOR SUBMITTAL:



WILLIAM J. AILA, JR.
Chairperson and Member
Board of Land and Natural Resources

LINDA LINGLE
GOVERNOR



STATE OF HAWAII
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DIRECTOR

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MICHAEL D. FORMBY
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BRIAN H. SEKIGUCHI
JIRO A. SUMADA

IN REPLY REFER TO:

May 13, 2010

Board of Land and
Natural Resources
State of Hawaii
Honolulu, Hawaii

OAHU

ISSUANCE OF A ONE-YEAR RIGHT-OF-ENTRY TO
HAWAIIAN ELECTRIC COMPANY, INC. TO CONDUCT
ENGINEERING STUDIES, AT KALAELOA BARBERS POINT
HARBOR, HONOLULU, EWA, OAHU, TAX MAP KEY
NO. 1ST/9-1-14: 24 (PORTION)

LEGAL

REFERENCE: Chapter 171-11, 95, Hawaii Revised Statutes, as amended.

APPLICANT: Hawaiian Electric Company, Inc., a Hawaii corporation, whose business and mailing address is Post Office Box 2750, Honolulu, Hawaii 96840

PURPOSE: To conduct engineering studies consisting of: 1) surveying the area for purpose of identifying existing utilities and pipelines; and 2) engineering investigations to support construction of fuel pipelines and facilities in the area.

LOCATION: Kalaeloa Barbers Point Harbor, Honouliuli, Ewa, Oahu, Tax Map Key No. 1st/9-1-14: 24 (Portion), as shown on the attached map labeled Exhibit "A."

CURRENT USE
STATUS:

Governor's Executive Order 3383

ZONING:

State Land Use Commission: Urban
City and County of Honolulu: I-3

APPROVED BY THE BOARD OF
LAND AND NATURAL RESOURCES
AT ITS MEETING HELD ON

May 13, 2010 *EL*

ITEM M-3

EXHIBIT "A"

LAND TITLE

STATUS: Land acquired after Statehood (non-ceded).

COMMENCEMENT

DATE: To be determined by the Director of Transportation.

CHAPTER 343

ENVIRONMENTAL

ASSESSMENT: This disposition is exempt from the Office of Environmental Quality Control (OEQC) requirements pursuant to Sub-Chapter 11-200-8 (Item 1) of the Hawaii Administrative Rules that exempts the "operations, repairs, or maintenance of existing structures, facilities, equipment, or topographical features involving negligible or no expansion or change of use beyond that previously existing."

DCCA

VERIFICATION: Place of business registration confirmed: YES X NO
Registered business name confirmed: YES X NO
Applicant in good standing confirmed: YES X NO

REMARKS: Hawaiian Electric Company, Inc. (HECO) has requested a right-of-entry to perform engineering studies consisting of surveying an area at Kalaeloa Barbers Point Harbor for the purposes of identifying existing utilities and pipelines and conducting engineering investigations to support construction of fuel pipelines and facilities in the area.

These studies will also verify whether the existing HECO easement can still accommodate construction at the pipelines that would connect to HECO's existing Pier 5 fuel hatch and to identify additional easements that would be required to connect new pipelines to the State's proposed dedicated fuel pier.

In order to properly schedule and conduct these studies, HECO requests that the term of the right-of-entry be for one year.

RECOMMENDATION:

That the Board authorizes the Harbors Division to issue the applicant a one-year right-of-entry for the stated purpose, subject to the terms and conditions outlined above and incorporated herein by reference, applicable terms and conditions of the standard right-of-entry form, and such other terms and conditions as may be prescribed by the Director of Transportation.

Respectfully Submitted,



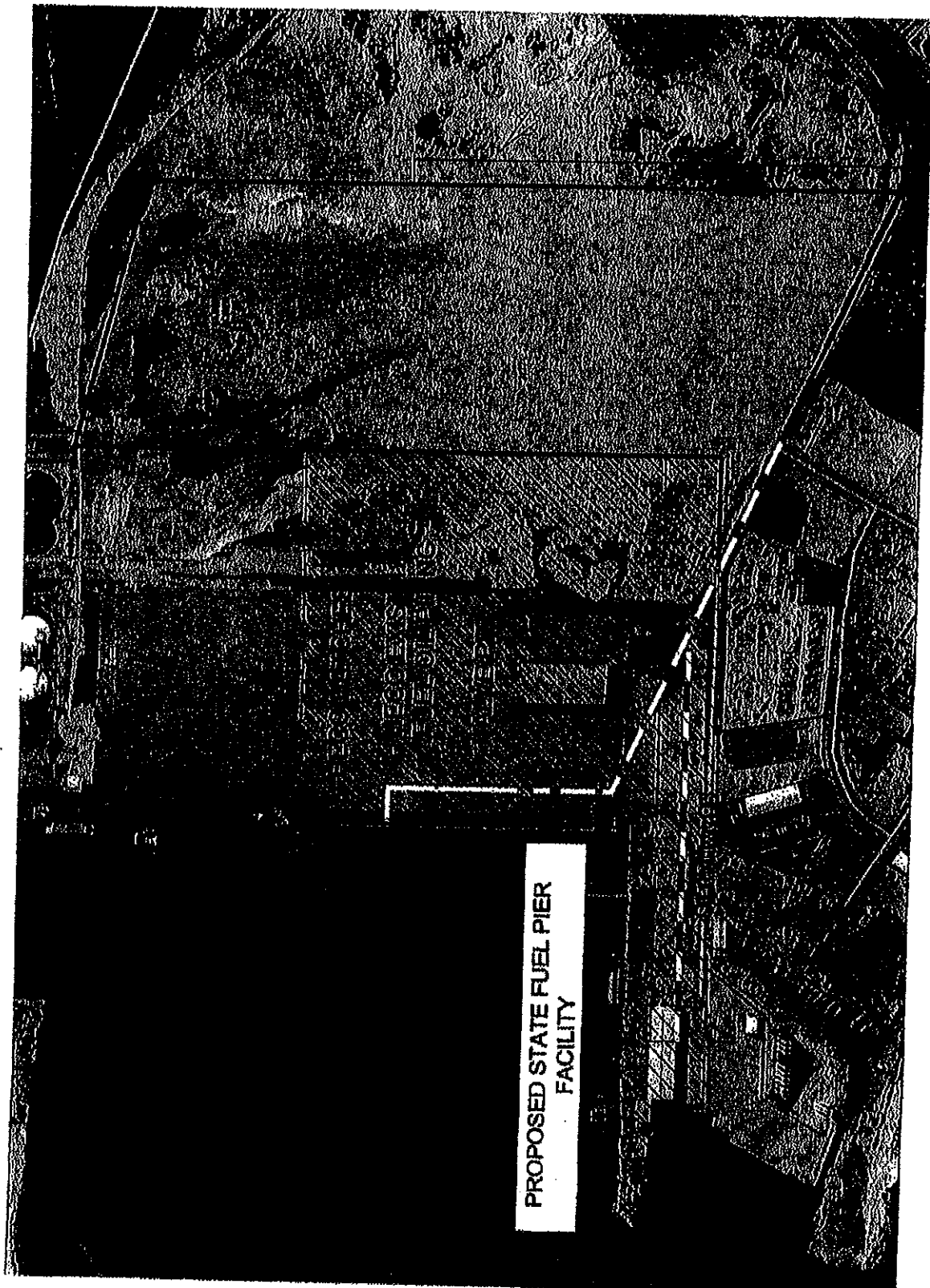
BRENNON T. MORIOKA, Ph.D., P.E.
Director of Transportation

Attachment

APPROVED FOR SUBMITTAL:



LAURA H. THIELEN
Chairperson and Member
Board of Land and Natural Resources



PROPOSED STATE FUEL PIER
FACILITY

EXHIBIT "A"